



PATENT

Our Docket: 66661-016 (P-IS 4367)

RECEIVED

SEP 04 2003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE **TECH CENTER 1600/2900**

In Re Application of:
Biaoyang Lin

Serial No.: 09/729,653

Filed: December 4, 2000

For: PROSTATE-SPECIFIC POLYPEPTIDE)
PAMP AND ENCODING NUCLEIC)
ACID MOLECULES)

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

) Confirmation No.: 3087

) Examiner: M. Davis

) Group Art Unit: 1642

) CERTIFICATE OF MAILING BY "EXPRESS MAIL"

) "EXPRESS MAIL" MAILING LABEL NUMBER: EL 985983015 US

) DATE OF DEPOSIT: August 27, 2003

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING
DEPOSITED WITH THE UNITED STATES POSTAL SERVICE
"EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE UNDER
37 C.F.R. 1.10 ON THE DATE INDICATED ABOVE, AND IS
ADDRESSED TO: Mail Stop RCE, COMMISSIONER FOR PATENTS,
P.O. BOX 1450 ALEXANDRIA, VA 22313-1450.

Paul Choi
(TYPED OR PRINTED NAME OF PERSON MAILING PAPER OR FEE)

Paul Choi
(SIGNATURE OF PERSON MAILING PAPER OR FEE)

RESPONSE TO OFFICE ACTION

Responsive to the Office Action mailed
February 27, 2003, entry of the following amendments and
consideration of the following remarks respectfully is requested.

22/c
150
9/12/03

CLAIM AMENDMENTS

Amendments to the claims are reflected in the listing
of current status of claims that begins of page 2 of this paper.
Currently amended claims are presented with markings to indicate
changes made relative to the immediate prior version by
underlining of added text and strikethrough of deleted text
having six or more characters.

Remarks/Arguments begin on page 5 of this paper.

AUG 29 2003

300 1600



AMENDMENT TRANSMITTAL LETTER			CLIENT-MATTER NO.: 66661-016 (P-IS 4367)	
SERIAL NO: 09/729,653	FILING DATE: December 4, 2000	EXAMINER: M. Davis	GROUP ART UNIT: 1642 CONFIRMATION NO.: 3087	
INVENTION: PROSTATE-SPECIFIC POLYPEPTIDE PAMP AND ENCODING NUCLEIC ACID MOLECULES				

RECEIVED

SEP 04 2003

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

"EXPRESS MAIL" MAILING LABEL NUMBER: EL 9859830

DATE OF DEPOSIT: August 27, 2003

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING
DEPOSITED WITH THE UNITED STATES POSTAL SERVICE
"EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE UNDER
37 C.F.R. 1.10 ON THE DATE INDICATED ABOVE, AND IS
ADDRESSED TO: Mail Stop RCE, COMMISSIONER FOR PATENTS,
P.O. BOX 1450 ALEXANDRIA, VA 22313-1450.

Paul Choi
(TYPED OR PRINTED NAME OF PERSON MAILING PAPER OR FEE)
Paul Choi
(SIGNATURE OF PERSON MAILING PAPER OR FEE)

TECH CENTER 1600/2900

Transmitted herewith is a Request for Continued Examination (RCE) in response to the Final Office Action mailed February 27, 2003, in the above-identified application.

- ☒ Small Entity status of this application has been established under 37 CFR 1.27.
- ☒ Petition for a three month Extension of Time is enclosed (in duplicate).
- ☒ Response to the Office Action mailed February 27, 2003.
- ☒ Exhibit A with attached Figures 1-4 and Table 1
- ☒ No additional claims fee is required.

☐ An additional claims fee is required and has been calculated as shown below:

CLAIMS AS AMENDED

	NUMBER AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR		NUMBER OF EXTRA CLAIMS PRESENTED		RATE			FEE	
							SMALL ENTITY	OTHER ENTITY		SMALL ENTITY	OTHER ENTITY
TOTAL CLAIMS	8	-	29	-	0	x	\$9	\$18	=	\$0	\$
INDEPENDENT CLAIMS	4	-	9	-	0	x	\$42	\$84	=	\$0	\$
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM			<input type="checkbox"/> YES		<input checked="" type="checkbox"/> NO		\$140	\$280	=	\$0	\$
							TOTAL ADDITIONAL FEE			\$0	\$

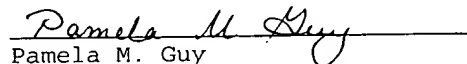
- * If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 20, write "20" in this space.
- ** If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 3, write "3" in this space.
- *** If the difference between the "NUMBER AFTER AMENDMENT" and the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 0, write "0" in the space.

NOT AVAILABLE COPY

Inventor: Biaoyang Lin
Serial No.: 09/729,653
Filed: December 4, 2000
Page 2

- X Please charge my Deposit Account No. 502624 the amount of \$840.00, \$465.00 of which covers the fee for a three-month extension of time and \$375.00 of which covers the fee for Request for Continued Examination. A duplicate copy of this sheet is enclosed.
- X The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment to Deposit Account No. 502624. A duplicate copy of this sheet is enclosed.
- X The Commissioner is hereby authorized to charge to Deposit Account No. 502624 any fees under 37 CFR 1.17 which may be required under 37 CFR 1.136(a)(3) for an extension of time in any concurrent or future reply requiring a petition for extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,


Pamela M. Guy
Registration No. 51,228
McDERMOTT, WILL & EMERY
4370 La Jolla Village Drive
7th Floor
San Diego, California 92122
858-535-9001

BEST AVAILABLE COPY



PATENT

Our Docket: 66661-016 (P-IS 4367)

RECEIVED

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

SEP 04 2003

In Re Application of:
Biaoyang Lin

Serial No.: 09/729,653

Filed: December 4, 2000

For: PROSTATE-SPECIFIC POLYPEPTIDE)
PAMP AND ENCODING NUCLEIC)
ACID MOLECULES)

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

) Confirmation No.: 3087
) Examiner: M. Davis
) Group Art Unit: 1642

) CERTIFICATE OF MAILING BY "EXPRESS MAIL"

) "EXPRESS MAIL" MAILING LABEL NUMBER: EL 985983015 US

) DATE OF DEPOSIT: August 27, 2003

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING
DEPOSITED WITH THE UNITED STATES POSTAL SERVICE
"EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE UNDER
37 C.F.R. 1.10 ON THE DATE INDICATED ABOVE, AND IS
ADDRESSED TO: Mail Stop RCE, COMMISSIONER FOR PATENTS,
P.O. BOX 1450 ALEXANDRIA, VA 22313-1450.

Paul Choi
(TYPED OR PRINTED NAME OF PERSON MAILING PAPER OR FEE)
[Signature]
(SIGNATURE OF PERSON MAILING PAPER OR FEE)

REQUEST FOR CONTINUED EXAMINATION

This is a request for continued examination of the
above-identified application. 37 C.F.R. § 1.114.

At least one of the following submissions is being
filed herewith:

X Amendment or Response
X Declaration or Affidavit

Please charge my Deposit Account No. 502624 the
required fee of \$375.00 for small entity. 37 C.F.R. § 1.17(e).
The Commissioner is hereby authorized to charge payment or credit
any overpayment to Deposit Account No. 502624 for any of the
following fees: additional filing fees under 37 C.F.R. § 1.16,
patent application processing fees under 37 C.F.R. § 1.17, or any
fees under 37 C.F.R. § 1.17 that may be required under 37 C.F.R.
§ 1.136(a)(3) for an extension of time in any concurrent or
future reply requiring a petition for extension of time. A
duplicate copy of this sheet is enclosed.

09/02/2003 MBERHE 00000100 502624 09729653

01 FC:2801 375.00 DA

#21
10
9/11/03

Inventor: Biaoyang Lin
Serial No.: 09/729,653
Filed: December 4, 2000
Page 2

Accordingly, Applicant respectfully request withdrawal of the finality of the outstanding office action, and consideration of the submission. The Examiner is invited to call the undersigned agent or Cathryn Campbell with any questions.

Respectfully submitted,

August 27, 2003
Date

Pamela M. Guy
Pamela M. Guy
Registration No. 51,228
Telephone No. (858) 535-9001
Facsimile No. (858) 535-8949

McDERMOTT, WILL & EMERY
4370 La Jolla Village Drive,
7th Floor
San Diego, California 92122